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Prepared By _____

Approved By _____

An act to amend Section 12535 of, and to repeal Section 12534 of, the Food and Agricultural Code, relating to pesticides, and making an appropriation therefor, to take effect immediately, bill related to the budget.

DRAFT

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 12534 of the Food and Agricultural Code is repealed.

~~12534. (a) Pursuant to this chapter, the director shall conduct a pesticide residue monitoring program for produce destined for processing to determine which pesticides are most likely to leave a residue and to what extent it is necessary to monitor the produce.~~

~~(b) The results of the program shall be made available to the State Director of Health Services to provide accurate information to better focus sampling priorities.~~

SEC. 2. Section 12535 of the Food and Agricultural Code is amended to read:

12535. (a) ~~Commencing in 1990, the~~ The department shall substantially expand and maintain its focused conduct a pesticide residue monitoring program ~~beyond the 1988 level. The focused pesticide residue monitoring program shall be prioritized to consider pesticides of greatest health concern and contribution to dietary exposure, and for various subpopulations which that may be uniquely sensitive to pesticide residues, with special emphasis on infants and children.~~

(b) The department shall consider, but not be limited to, the following lists of pesticides in establishing priorities for monitoring:

(1) Pesticides identified by the federal Environmental Protection Agency as known, possible, or probable human carcinogens ~~which that~~ are registered for use on food crops.

(2) Pesticides listed as high priority for risk assessment as a result of the evaluation process of the Birth Defect Prevention Act of 1984.

(3) Pesticides listed as known to cause cancer or reproductive toxicity, pursuant to Section 25249.9 of the Health and Safety Code.

(4) Class I and II pesticides on the United States Food and Drug Administrations's Surveillance Index.

SEC. 3. The sum of one thousand dollars (\$1,000) is hereby appropriated from the General Fund to the Department of Pesticide Regulation for administration of the department.

SEC. 4. This act is a bill providing for appropriations related to the Budget Bill within the meaning of subdivision (e) of Section 12 of Article IV of the California Constitution, has been identified as related to the budget in the Budget Bill, and shall take effect immediately.

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LEGISLATIVE COUNSEL'S DIGEST

Bill No.

as introduced, _____.

General Subject: Pesticide residue monitoring program.

Existing law requires the Department of Pesticide Regulation to conduct a pesticide residue monitoring program for produce destined for processing to determine which pesticides are most likely to leave a residue and to what extent it is necessary to monitor produce. Existing law requires the results of this program to be made available to the State Public Health Officer. Existing law, commencing in 1990, requires the department to substantially expand that program, as specified, prioritized to consider pesticides of greatest health concern and contribution to dietary exposure, and for various subpopulations that may be uniquely sensitive to pesticide residues, with special emphasis on infants and children.

This bill would require the department to continue to conduct a pesticide monitoring program prioritized to consider pesticides of greatest health concern and

contribution to dietary exposure, and for various subpopulations that may be uniquely sensitive to pesticide residues, with special emphasis on infants and children. The bill would eliminate the notification requirement for the State Public Health Officer. This bill would make an appropriation of \$1,000 to the department for administrative purposes.

This bill would declare that it is to take effect immediately as a bill providing for appropriations related to the Budget Bill.

Vote: majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

DRAFT